

REMARKS

Claims 141-146, 148, 150-168, 170-175, 179, and 181-204 are pending in the present application. Claims 1-140, 147, 149, 169, 176-178, and 180, have been cancelled without prejudice or disclaimer.

In the outstanding Official Action, the Examiner has required restriction of claims 141-146, 148, 150-168, 170-175, 179, and 181-204 to a single disclosed species for prosecution on the merits under 35 U.S.C. §121.

Applicants hereby provisionally elect elect: damage to the anterior segment of the eye as a condition; reconstituted HDL as a primary therapeutic agent; and extracellular matrix component as a secondary therapeutic agent., without traverse.

Further as required by the examiner Applicants submit that the claims that read upon the elected species are as follows:

- i. damage to the anterior segment of the eye, claims 141-146, 148, 150-168, 170-175, 179, and 181-204;
- ii. reconstituted HDL, claims 141-146, 148, 150-162, 168, 170-175, 179, 181-183, 194, and 198-199; and
- iii. extracellular matrix component, claims 160-161, 163-167, 182-183, 185-186, and 196-197.

Applicants note that upon allowance of a generic claim, Applicants will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 C.F.R. § 1.141.



CONCLUSION

Having made the required election, examination on the merits is earnestly solicited. Should the Examiner deem that any further action by Applicants' undersigned representative is desirable and/or necessary, the Examiner is invited to telephone the undersigned at the number set forth below.

In the event this paper is not timely filed, Applicants petition for an appropriate extension of time. Please charge any fee deficiency or credit any overpayment to Deposit Account No. 14-0112.

Respectfully submitted,

THE NATH LAW GROUP

Gary M. Nath
Registration No. 26,965
Susanne M. Hopkins
Registration No. 33,247
Ari G. Zytcer
Registration No. 57,474
Customer No. 20529

Date: February 22, 2007

THE NATH LAW GROUP
112 S. West Street
Alexandria, VA 22314
Tel: (703) 548-6284
Fax: (703) 683-8396